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E. D. TREVILLER III, IN PRO-SE

UNITED STATES FEDERAL COURTS

NORTHERN DISTRICT OF CALIFORNIA

FEDERAL LAWSUIT COMPLAINT

E. D. TREVILLER III,

Plaintiff,

vs.

1. CONTRA COSTA COUNTY CIVIL

UNIT SGT. FOLEY AND GANG

OFFICERS.

2. MR. BARRY GOLDSTEIN

3. MRS. DANIELLE DOUGLAS

4. MRS. TERRYE DAYE

5 RICHMOND POLICE DEPT

## 6 HILLSIDE GARDEN APARTMENTS

### Defendants.

I am the Plaintiff E. D. Treviiler III and the Defendants, CONTRA

FILED  
NOV 27 2017  
SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

ADR

JSC

Case No. 617-6707  
THE PLAINTIFF ERNESTO DUGAR  
III WERE BUTALTY,  
BULLYING, INTIMIDATION AND  
FORCEFULLY TREATED DURING AN  
ILLEGAL EXECUTION OF A WRIT OF  
POSSESSION AFTER SERVING THE  
DEFENDANTS WITH A PRELIMINARY  
PROHIBITORY INJUNCTION. AND THE  
DEFENDANT ARE ALL ACTING LIKE  
CRIMINALS IN WHICH THEY COMMITS  
CRIMINAL ACTS SUCH AS FEDERAL  
ORDERS, VIOLATED U. S.  
BANKRUPTCY LAWS INTENTIONAL IN  
WHICH THEY DISOBEY IMMEDIATELY  
ONCE THE PLAINTIFF CIVIL RIGHTS  
VIOLATED OVER AND OVER AGAIN.  
BECAUSE THE DEFENDANT BECAME  
IRRITATED A BLACK MAN THINK HE  
SMART THEORY WHITE FOLKS PEOPLE  
BECOME ANGRY WHEN A BLACK MAN  
SHOW SOME TYPE OF EDUCATION.

1 COSTA COUNTY SHERIFF CIVIL UNIT, MR. BARRY GOLDSTEIN, MRS. DANIELLE  
 2 DOUGLAS, MRS. TERRYE DAYE, RICHMOND POLICE DEPT. AND HILLSIDE  
 3 GARDEN APARTMENTS:

4 YOUR HONORABLE JUDGE Sir or Ma. This case has gotten out of hand by  
 5 all parties involved as the way of the defendant. On, 11-21-2017,  
 6 at approx.. 10:45am. There were a notice of writ of possession  
 7 served on the plaintiff 11-07-2017. The notice express that the  
 8 plaintiff must vacate the premises of 10701 San Pablo Avenue, #27 on  
 9 11-21-2017, at 6:01 am. So, the when file a preliminary prohibitory  
 injunction against the defendants. See, in way each defendant  
 contribution to the plaintiff being evicted, illegal. So, the  
 plaintiff filed two different chapters of Bankruptcy the 7<sup>th</sup> and

10 13. The day that the plaintiff received the unlawful detainer was  
 11 the same day he suppose to have paid the remaining rent balance of  
 12 the defendant receiving partial rent for May 1, 2017 rent. So, to  
 13 receive the UD were unexpectd for the plaintiff. But, the only  
 14 answer to that is that the defendant were retaliation in their own  
 15 way against the plaintiff, by serving a UD. Only, because the  
 16 plaintiff had a slip n fall in April 2017 on their property.  
 Because, remember they took a partial which is a binding agreement  
 from that point. So, from that point we are going to court signing  
 illegal stipulation, in which the plaintiff never have been allowed  
 to show his motion at no hearing.

17  
 18  
 19 ILLEGALLY EXECUTION WRIT OF POSSESSION

20 If a enforcement officer present you with writ of possession that  
 21 means that the landlord want you to move out. You would receive a  
 22 notice in advance a lot of times. Within that time you will be  
 23 protected for 30-day form having , Automatic Stay. The plaintiff  
 24 Ernest Ernesto Antonio Treviller Dugar III as of 11-21-2017 the  
 25 plaintiff was completing two (2) bankruptcy at the same time. And,  
 Judge Charles Novack schedule hearing for 11-30-2017 to speak on  
 that fact, of the plaintiff having two bankruptcy being conducted  
 at the same time. There, are also the fact that the defendants  
 26 violated the tenant has 30 days from filing the certification to  
 27 pay the amount owed. If the tenant cures the default, the tenant  
 must file a second certification with the bankruptcy court and  
 serve the landlord. A landlord can object to either certification  
 and the bankruptcy court will hold a hearing within ten days or so

1 of theobjection. If the tenant already filed bankruptcy. If the  
2 tenant fails to pat the rent or violated the rental agreement and  
3 the tenant had already file for bankrupt rcy before, the landlord  
4 cant proceed with the eviction until the bankruptcy allows it. And,  
5 if the plaintiff had two case going at once one of those case  
6 carried a Automatic Stay, two case are not invalid. cant not be  
invalid if the federal judge schedule a hearing asking how this can  
happened on 11-30-2017. The defendants violated the bankruptcy code  
of automatic to be evil and retaliation set in their passage,  
racism, that it. Cal. Civ. Code & 789.3

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9       ILLEGALLY ENTER TO A TENANT DWELLING WHILE IN  
10 POSSESSION.

11

12       The defendants knew that the plaintiff were still in bankruptcy  
13 protection, by how they would call and try to explain to the  
14 plaintiff that hes no longer protected by bankruptcy. That not true  
15 because in the way of the chapter 7 the plaintiff are in the last  
16 stage of it. And, in the way of the chapter 13 filed on 11-03-2017,  
17 the plaintiff just had to file his chapter 13 plan. And , the  
18 trustees for both bankruptcy cases are asking about the schedule  
19 of paying the added fees in obtaining a fee waiver. So, the stay are  
effected for one the plaintiff case and the Sgt. Foley say he knows  
everything about bankruptcy better then the court it self.Cal. Civil  
code 1954. Cal. Civ. Code section 3485, 1161, 1950.5, and cal. Civ.  
Code 1940.2.

20

21

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23       INVASION OF PRIVACY.

24

25       The plaintiff feels that police retaliation by the defendants feld  
26 they could just do want they want because illegal writ by a racist  
27 judicial staffgave advice well the one in Martinez yes the plaintiff  
28 already how the defendant got to just bush to proof a point . The  
defendants hide in the attic to find out that the plaintiff were

1 smoking weed in his apt. They stood in the front of the plaintiff  
 2 apt listening at different times, as they water wood chips for 27  
 3 mins. Somethings, things like that. It is so dis respectful and  
 4 noisy it is against the law, privacy. Then, on the 11-25-2017 while  
 5 the plaintiff family and movers took the items out. The defendants  
 6 were video taping the movers and my family, what going on. What fuck  
 7 is this. Look, you the defendant and your family is from the middle  
 8 east. This has been the plaintiff home since born in New Olreans, La  
 9 . So, why you filming and harassing my family those of the words of  
 the plaintiff on how tried hes and a lot of people feels about these  
 type of people, racist. What you offer a person is what you  
 receives. Time Inc. v. Hill, 385 U.S. 374, 383 n.7 (1967); and id,  
 at 402, 404 (Justice Harlan, concurring in part and dissenting in  
 part), 411, 412-15 (justice fortas dissenting); Cox v. Broadcasting  
 Corp. v. COHN, 420 u.s. 469, 487.

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 11  
 12       TOTAL DISGARD OF ILLEGAL TREATMENT OF THE  
 13 INDIVDUAL CIVIL RIGHTS IN THE WAY OF VIOLATIONS 4<sup>TH</sup>  
 14 5<sup>TH</sup> 6<sup>TH</sup> 8<sup>TH</sup> and 14<sup>TH</sup> AMENDMENTS OF THE CONSTITUTIONS  
 15 THE DEFENDANT CONTINUE TO REFUSAL TO OBEY ANY  
 16 ORDERS FROM FEDERAL AGENIES,AS LONE AS THE  
 17 PLAINTIFF WERE EVICTED LEGAL OR ILLEGAL.THAT WAS  
 18 PROFFING A POINT AND DEAL WITH THE U.S.COURT OR ANY  
 COURTS LATER.

19 The defendants committed these crime all federal  
 20 against federal laws and rules:

- 21     1. police retaliation-your expression was  
 22       protected, an adverse reaction that would  
 23       deter a person of ordinary firmness was taken  
 24       against you, the adverse action was taken as a  
 25       direct result of your expression.
- 26     2. police misconduct-coerced, false confession,  
 27       intimidation, false arrest falsication of  
 28       evidence, police brutality, corruption, racial  
 profile unwarranted surveillance.

- 1 3. Discrimination- the unjust or prejudice bias,  
2 bigotry, intolerance, unfairness, partnership  
3 favoritism, especially race, color, age or  
4 racial discrimination.
- 5 4. Unfair, deceptive, or abusive, acts or  
6 practices. Dodd-Frank Act.
- 7 5. Slavery mis-treatment conducted by all  
8 defendant, ever reverse racism.

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11  
12 VIOLATIONS AGAINST THE AMERICAN DISABILITY ACT.  
13  
14

15 The Defendants intentionally would not allow the  
16 plaintiff to get his medication during the illegal  
17 eviction on 11-21-2017. This caused the plaintiff  
18 to have a seizure with proof, guugs are swollen  
19 false teeth, body was very tension from never  
20 having the daily medication so the plaintiff may  
21 survival. The Contra Costa County, Civil Units  
22 officers stood around to make sure that the  
23 plaintiff don't go into the apt for 47 min. after.  
24 In other word to bullying into the apt. only  
25 allowing the plaintiff 5 mins. Caused the plaintiff  
not to get what are nessrary to live right. Liable.  
26 Broke the Federal laws on access to medication on a  
27 large scale:  
28

1 Cal. Health and Safety Code Section 123100 et seq.  
2 Cal. Health and Safety Code 123110 et. Seq. 45 LFR  
3 164.524 45 LFR 164.501 45 LFR 164.502 (g);  
4  
5

6 The Plaintiff wants the Courts to not think just  
7 because Mr. Dugar trys to protect himself against  
8 wrongful acts of a landlord whos takes a tenant  
9 partial payments, then on the day to pay the  
10 balance you are handed a unlawful detainer to start  
11 eviction procedures. These people are under city  
12 and county apt living codes by how its is built and  
13 how another tenant must deal with ordrs from  
another apt, because of outside vents, in which  
running in and out of the building unit. UNHEALTH!

14  
15 All the exhibits will present this case prepared  
16 by an American citizen whom are a black man, if its  
17 ok. Because, latily people if the legal world in  
18 Contra Costa County is racist, favoritism,  
19 discrimination and other bias act they are good  
20 acting white people who believe black men are their  
21 problem, really that your major problem in this  
country you are very special prejudice personS.

22  
23  
24 All evidence which is displayed in visual in  
25 documents and common sense readings of the law.  
26 And, the plaintiff want to know. WHERE YOUR FOUND  
27 SGT. FOLEY AT, THEY SOMETHING ELSE, HIM AND HIS  
28

1 GANG OF LAW ENFORCEMENT OFFICERS. THE FEDERAL  
2 COURTS NEED TO BE AWARE THAT THEY WILL BE TRYING TO  
3 ARREST, FRAMED KILLED, AND PUT THE PLAINTIFF  
4 TOGETHER WITH THE ILLEGAL, RETRAINING ORDER AND  
5 TREPASSING ORDERS, YOUR GANGTERS. THEY WILL GET  
DISMISS WRONGFULLY OBTAINED.

6

7

#### THE PLAINTIFF PRAYER TO THE COURTS

8

9

10 1. WHEREFORE, the case present to the courts  
11 are very common because of a man being black  
12 in America. Its ok because you being use of  
13 racist to an point, to accept which are you  
14 can doing besides suit they ases. Because  
15 rude and disrespect has become a daily  
16 matter in this country and we can start with  
17 the Defendants in this case for example for  
18 the entire country of racist demands in  
19 city, county, and stae law officials and it  
20 will stop at some point.

21

22 2. PAIN AND SUFFERING- The defendant don't care  
23 about no pain and suffering so which seem to  
24 be deem to the courts and the plaintiff.

25 \$22,000,000.00 damages upon proof;

26

27 3. MEDICAL COST AND FUTURE MEDICAL- The  
28 defendant never allowed the plaintiff to get  
his medication intentionally, it became  
personal with these police officers, just  
did not care, a black so what.

\$45,000,000.00 damages upon proof;

4. VIOLATIONS OF ALL CIVIL RIGHTS YOU THE COURT  
MAY DEEM FAIR BUT THE PLAINTIFF THE EVIDENCE  
ARE OVERWHELMING;

Violated the 4<sup>th</sup> 5<sup>th</sup> 6<sup>th</sup> 8<sup>th</sup> 10<sup>th</sup> and the 14<sup>th</sup> Amendments of the United States Constitution;

\$500,000,000.00 For Being Racist And  
Not Caring That You Are Displaying It  
Intentionaly By All Your Actions As Law  
Officials.

5. The plaintiff would also receives whatever added damages that the court deem fairness on the serious violations of a individuals rights in this country without caring, easy to see, bankruptcy, injunction, and the continue refusal to present his case before the illegal stipulation, and the judge in which would not allow none or nothing to proof this racket of discriminatin by the Defendants as real Americans by Conspiracy of the plaintiff Civil Rights.

I declare that under the laws of perjury, under the laws of the State of California, that the foregoing statement are true and correct.

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10 DATED: November 25, 2017  
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Your signature  
YOUR NAME  
In Pro Per